

STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.

SUPERIOR COURT

216-2009-cv-00522

SEFF ENTERPRISES & HOLDINGS, LLC and LAURIE FOISTNER

v.

BUTLER BANK, ET AL

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NOTICE OF FILING OF NOTICE OF REMOVAL TO STATE COURT

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TO: John M. Safford, Clerk of Court  
Hillsborough County Superior Court  
300 Chestnut Street  
Manchester, NH 03101

Take notice that pursuant to 28 U.S.C. § 1446, Defendant, Federal Deposit Insurance Corporation in its capacity as Receiver for Butler Bank, has this day filed in the Clerk's Office of the United States District Court for the District of New Hampshire, Concord, New Hampshire, a Notice of Removal of this case, as shown by copy attached, and in accordance with the above statute, the State Court proceedings should proceed no further unless and until the case is remanded.

Dated: October 11, 2013

Respectfully submitted,

By its attorneys,

/s/ Robert A. McCall  
Robert A. McCall  
NH Bar No. 14221  
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CERTIFICATE OF SERVICE

I, Robert A. McCall, hereby certify that on October 11, 2013 the within Notice of Filing Notice of Removal was served on the following parties, by causing a copy thereof to be sent via first-class mail to:

Joseph A. Foistner, Esq.  
3 Galloway Road, #27  
Merrimack, NH 03054

William Aivalikles, Esq.  
60 Main Street, Suite 230  
Nashua, NH 03060

James F. Laboe, Esq.  
Orr and Reno, P.A.  
P.O. Box 3550  
Concord, NH 03302-3550

Robert Chapman  
19505 Quesada Avenue, ii204  
Port Charlotte, FL 33948

and to the Hillsborough County Superior Court, John M. Safford, Clerk, via first class mail on October 11, 2013.

/s/ Robert A. McCall

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15669-94708